

REMARKS

Telephonic Examiner Interview

Applicants appreciate the courtesy extended by Examiner Gambel to applicant's representative, Saumil Mehta, during a telephone conversation taking place on December 2, 2004. During the conversation, Mr. Mehta explained applicant's intention to amend the subject specification exactly as done in the present amendment. Examiner Gambel indicated that the suggested amendments, which serve to comply with the regulations governing the submission of formal drawings, would likely be accepted. The discussion was limited to compliance with formal requirements. Accordingly, applicants believe this summary of the telephonic conversation is not necessary, but is submitted herein as a precaution against any contrary suggestions.

Drawing Amendments

The amendments to the drawings cancel previously filed Figures 5 and 8, and the renumbering of previously filed Figures 6, 7, 9A, 9B and 10 to Figures 5, 6, 7A, 7B and 8, respectively. The amendments to the drawings are limited to the deletion of unnecessary drawings. Thus, no new matter is added to the instant application by way of these amendments to the drawings and submission of formal drawings.

Submission of Formal Drawings

The Examiner is requested to approve the accompanying replacement drawings. The attached sheets for submission of formal drawings include black and white photographs of previously filed Figures 1-4, 6, 7, 9A, 9B and 10, as requested in Paper 7 and the "Notice of Allowance and Fee(s) Due." Previously filed Figures 5 and 8 have been canceled and the formal drawings, numbered Figures 1-8, replace the previously filed Figures numbered 1-10. The black and white photographs comply with 37 C.F.R. § 1.84(b), and only a single set of photographs is submitted as required. See 1213 O.G. 108 (Aug. 4, 1998), 1211 O.G. 34 (June 9, 1998), and 37 C.F.R. § 1.84(b)(1). These replacement sheets, other than for previously filed Figures 5 and 8, are identical to those originally filed and differ only in that the originally filed drawings were photocopies and the replacement sheets are black and white photographs.

The attached sheets include annotated sheets of previously filed Figures 5 and 8, designating those figures as canceled.



In re Appln. of Waldmann et al.
U.S. Patent Application No. 08/478,748

Amendments to the Specification

In accordance with the amendments to the drawings as submitted herewith, Applicants have amended the specification of the instant application to reflect the cancellation of Figures 5 and 8 by deleting their description from the Brief Description of the Drawings, and renumbering the remaining descriptions of Figures to correspond to the renumbered Figures. These amendments to the specification do not affect the single allowed claim (claim 27), or compliance with the requirements of Section 112. Thus, Applicants request the Examiner to accept these amendments submitted under 37 C.F.R. § 1.312 prior to issuance of the instant application. No new matter has been added to the specification by way of these amendments.

The Commissioner is hereby authorized to charge any fees which may be required to Account No. 12-1216. A duplicate copy of this communication is enclosed for that purpose.

Respectfully submitted,

David J. Schodin, Reg. No. 41,294
LEYDIG, VOIT & MAYER, LTD.
Two Prudential Plaza, Suite 4900
180 North Stetson Avenue
Chicago, Illinois 60601-6780
(312) 616-5600 (telephone)
(312) 616-5700 (facsimile)

Date: December 6, 2004

CERTIFICATE OF MAILING

I hereby certify that this AMENDMENT AND SUBMISSION OF FORMAL DRAWINGS (along with any documents referred to as attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: Dec. 6, 2004